

FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.6687 OF 2005

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Office Notes, Office Memoranda of : Court's or Judge's orders.
coram, appearances, Court's orders :
or directions and Registrar's :
orders. :
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Ms Neha Pathak i/b Mr Nitin R Gandhi,
for the petitioner.

Mr N.V.Walavalkar, senior counsel, i/b
Mr Hitendra Venegaonkar, for respondent
no.2.

CORAM: D.B.BHOSALE, J.
DATED: 18.01.2007.

P.C.:

Heard the learned counsel for the
parties.

Ms Pathak, learned counsel for the
petitioner, on instructions, prays for
withdrawal of this petition in view of the
statement made by Mr Walavalkar, learned
senior counsel for respondent no.2, that
they shall adopt due process of law for
getting back the possession of the premises.
The writ petition is allowed to be
withdrawn. However, the petitioner shall
file an undertaking in this court within
four weeks from today that he shall not

create third party rights in the suit premises and/or part with the same without permission of the respondents. It is open for the respondents to adopt appropriate proceedings for eviction of the petitioner. With this observation, the writ petition stands disposed of.

(D.B.BHOSALE, J.)